IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

| MICROSTRATEGY INCORPORATED |) |
|----------------------------|--------------------------------------|
| Plaintiff, |) Civil Action No. 3:15-cv-00021-JAG |
| v. |) |
| APTTUS CORPORATION | JURY TRIAL DEMANDED |
| Defendant. |) |
| |) |

DEFENDANT'S MOTION TO DISMISS

Defendant Apttus Corporation ("Apttus"), by counsel, respectfully moves this Court to dismiss the Complaint for Patent Infringement (Docket No. 1) ("Complaint") pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim upon which relief can be granted. The grounds for this motion are more fully set forth in Defendant's Memorandum in Support of Motion to Dismiss, which is filed herewith.

Dated: February 20, 2015 Respectfully submitted,

/s/ Veronica S. Ascarrunz

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CERTIFICATE OF SERVICE

I certify that on February 20, 2015, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following counsel for MicroStrategy Incorporated:

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